

## Chiccine, Catherine

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**From:** Knowles, Susan B <SKnowles@ameren.com>  
**Sent:** Friday, November 4, 2022 3:48 PM  
**To:** Chiccine, Catherine  
**Subject:** Huster  
**Attachments:** STC Ameren - Letter to Ameren re Testing Access.pdf

See letter just received.

SBK

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# HARRIS DOWELL FISHER & YOUNG, L.C.

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MISSOURI AND ILLINOIS

November 4, 2022

Via email: [cnwamu@ameren.com](mailto:cnwamu@ameren.com)

Ms. Chondra Nwamu  
Sr. Vice President General Counsel  
Ameren Missouri  
P.O. Box 790098  
St. Louis, MO 63179-0098

RE: City of St. Charles License Agreements  
Testing November 7, 2022, and November 14, 2022

Dear Ms. Nwamu:

Please be advised that my firm, in conjunction with Taft Law, represents the City of St. Charles, with regard to certain disputes related to the environmental contamination of City water resulting from chemical use at Ameren's substation. The process of determining the level of contaminants and the best path toward remediating the contamination for the health and welfare of the residents of St. Charles should be the paramount concern of Ameren, the EPA, the City and all other potential PRPs. It is in this spirit that St. Charles is permitting access to its property on November 7, 2022, despite the expiration of the access agreements.

It is my understanding that Ameren is seeking authorization to perform routine fluid level monitoring at certain piezometers located within the City on Monday, November 7, 2022. Ameren currently has no valid license agreement to access wells PZ1 – PZ11. PZ1 – PZ6 were subject to license agreement contained in City Ordinance 15-095, (Ordinance 13-060 assigned to Ameren by Pharmacia), which **expired on March 10, 2018**. The piezometers PZ7 – PZ11, were subject to a license agreement contained in City Ordinance 14-224, which **expired on October 31, 2015**. The City will agree to grant temporary access only on Monday, November 7, 2022, for the sole purpose of fluid level monitoring. City employees and/or representatives are required to be present for all monitoring activities conducted on its property.

Immediately following the monitoring activities on November 7, 2022, Ameren is to remove any locks or other devices from the piezometers. At this time, a representative from the City of St. Charles will place a new lock on all piezometers located on City

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property. Ameren is invited to engage with the City regarding entering into a license agreement to access the property in the future. As was the case when the original licenses were granted, a City Ordinance must be adopted for such future access.

The City is supportive of testing, and appreciative that Ameren and Findett have worked out a time to conduct the testing concurrently. What is disappointing, however, is the level of animosity at setting a time where all parties, including the City of St. Charles, can conduct synchronous testing. As you are likely aware, the City will be collecting groundwater samples for laboratory analysis from piezometers located on City Property including PZ-2, PZ-3, PZ-4, PZ-5, PZ-8, and PZ-11 during the week of November 14, 2022. Going forward, we suggest that a more cooperative approach is in the best interest of the citizens and residents and urge you to encourage Ameren staff to engage in good faith toward the common goal.

We look forward to discussing whether Ameren would like to enter into a license agreement for future access to St. Charles property. Should you have any questions or wish to discuss, please feel free to contact me.

Very truly yours,

HARRIS DOWELL FISHER & YOUNG L.C.



Portia Celeste Kayser

PCK/

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